

1 BILL NO. S-92-03- 24

2 SPECIAL ORDINANCE NO. S- 61-82

3 AN ORDINANCE approving the awarding
4 of Reference #1600 by the City of
5 Fort Wayne, Indiana, by and through
6 its Department of Purchasing and
7 DEISTER MACHINE COMPANY, INC. for

8 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL
9 OF THE CITY OF FORT WAYNE, INDIANA;

10 SECTION 1. That Reference #1600 between the City of
11 Fort Wayne, by and through its Department of Purchasing
12 and DEISTER MACHINE COMPANY, INC. for the Department of
13 Solid Waste Management, respectfully for:

14 the purchase of a portable recycling
15 screening plant for the Department of
16 Solid Waste Management;

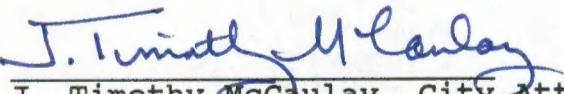
17 involving a total cost of Twenty-Five Thousand Seven
18 Hundred Thirty-Two and no/100± (\$25,732.00±), all as more
19 particularly set forth in said Reference #1660 which is on
20 file in the Office of the Department of Purchasing, and is
21 by reference incorporated herein, made a part hereof, and
22 is hereby in all things ratified, confirmed and approved.

23 SECTION 2. That this Ordinance shall be in full
24 force and effect from and after its passage and any and
25 all necessary approval by the Mayor.

26 APPROVED AS TO FORM
27 AND LEGALITY

28 
29 Council Member

30 APPROVED AS TO FORM
31 AND LEGALITY

32 
J. Timothy McCaulay, City Attorney

REF NO.: 1600
DEPT.: SOLID WASTE MANAGEMENT
DATE: 03/24/92
ITEM/SERV.: PORTABLE RECYCLING SCREENING PLANT

PURCHASING INFORMATION

ADVERTISED BID: YES
DATES ADVERTISED: 02/11/92 & 02/18/92
OPENING DATE: 03/02/92

WRITTEN QUOTE:

DUE DATE:

VERBAL QUOTE:

SINGLE SOURCE:

NO. OF VENDORS NOTIFIED: 1
NO. OF VENDORS RECEIVING BID: 2
NO. OF VENDORS RETURNING BID: 1
NO. OF VENDORS DISQUALIFIED: 0
NO. OF VENDORS NOT RESPONDING: 1

DATE SENT TO DEPT. FOR RECOMM.: 03/06/92

DATE RECOMM. REC'D IN PURCH.: 03/16/92

COUNCIL INFORMATION

DATE INFOR SENT TO LAW DEPT.: 03/18/92
INTRODUCTION DATE: 03/24/92
DISCUSSION DATE: 04/07/92
PASSAGE DATE: 04/14/92

ORDINANCE NO.:

AMOUNT APPROVED AND/OR SPENT LAST YEAR:
(IF APPLICABLE)

REFERENCE NO. 1600
SOLID WASTE MANAGEMENT
PORTABLE RECYCLING SCREENING PLANT

DESCRIPTION	QTY	DEISTER
PORATBLE RECYCLING SCREENING PLANT	1	\$25,732.00
DELIVERY TIME:		7 - 8 WKS
FOB:		FORT WAYNE
TOTAL COST:		\$25,732.00

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE 3/2/92 BID REFERENCE # 1600

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR _____

(1) PORTABLE RECYCLING SCREENING PLANT PER SPECIFICATIONS.

AND REQUESTED BY _____

THIS BID REQUIRES A XXX 5% BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A _____ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: 1 % IF PAID WITHIN 10 DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME Deister Machine Company, Inc.

STREET ADDRESS 1933 E. Wayne St.

CITY Fort Wayne, PHONE # 219-426-7495

BY Orwin R Deister Jr.
REPRESENTATIVE SIGNATURE

SPECIFICATIONS FOR
PORTABLE RECYCLING SCREENING PLANT

THE CITY OF FORT WAYNE, INDIANA IS REQUESTING BIDS FOR THE PURCHASE OF A PORTABLE RECYCLING SCREENING PLANT FOR THE SOLID WASTE MANAGEMENT DEPARTMENT.

CONTACT CASSIE STOCKAMP AT (219) 427-1345 FOR ADDITIONAL INFORMATION.

QTY	UNIT	DESCRIPTION
1	EA	PORATBLE RECYCLING SCREENING PLANT PER DMCO. DRAWING VS18229-A, INCLUDING A 2-DECK, 3'X 8' INCLINED VIBRATING SCREEN, COMPLETE WITH 1" OPENING SCREEN CLOTH WITH .225" DIA. STAINLESS STEEL WIRE ON THE TOP DECK AND END TENSION 3/8" SLOTTED OPENING SCREEN CLOTH WITH .105" DIA. STAINLESS STEEL WIRE ON BOTTOM DECK, 90MM. SPHERICAL ROLLER VIBRATING SCREEN BEARING MECHANISM WITH OIL BATH LUBRICATION SYSTEM. PIVOTED MOTOR BASE, SHEAVES, GUARDS, 7 1/2" H.P. HYDRAULIC MOTOR (LESS HYDRAULIC SYSTEM). COMPLETE CHASSIS, INCLUDING 9000 LB. AXLE WITH ELECTRIC BRAKES, ADJUSTABLE LEVELING LEGS, PINTLE RING HITCH, THROUGH FINES HOPPER TO FEED CUSTOMER CONVEYER, AND INDIVIDUAL TOP AND BOTTOM DECK DISCHARGE CHUTES. ALL CHUTES BOTTOMS TO BE LINED WITH UHMW SHEETING.

QUOTED BY: Deister Machine Company, Inc.

DELIVERY TIME: 7-8 weeks

TOTAL: \$25,732.

FOB: FORT WAYNE

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

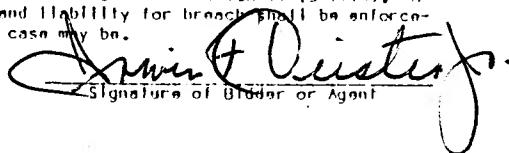
(Defined at I.C. 36-1-2-9.5)
(Please type or print)

On: February 28, 1992

1. Governmental Unit: City of Fort Wayne
 2. County: Allen
 3. Bidder (Firm): Deister Machine Company, Inc.
 Address: 1933 E. Wayne St.
 City/State: Fort Wayne, IN 46803
 4. Telephone Number: 219-426-7495
 5. Agent of Bidder (If applicable): _____

Pursuant to notices given, the undersigned offers bid(s) to City of Fort Wayne (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.



Signature of Bidder or Agent

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body.
Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

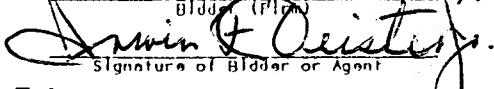
NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
) SS:
Allen COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such bidding nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Deister Machine Company, Inc.



Signature of Bidder or Agent

Subscribed and sworn to before me this 28th day of February, 19 92.

My Commission Expires: 5-28-92
County of Residence: Allen

Susan C. Parks

Notary Public

Susan C. Parks
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: _____

Contracting Authority Members:

CITY OF FORT WAYNE
AFFIRMATIVE ACTION PROGRAM

NAME OF COMPANY Deister Machine Company, Inc.
ADDRESS 1933 E. Wayne St. CITY Fort Wayne
ZIP 46803 PHONE 219-426-7495

Identify by title and name the highest official within the facility who has the overall responsibility for the implementation of the Equal Employment Opportunity and Affirmative Action Program.

E. Mark Deister President
Please Print Title
Date 2-28-92 Signature E. Mark Deister

1. Does your firm have a written Affirmative Action Program?
Yes No

NOTE: If awarded contract, AAP would be in effect at commencement of project.

A. If so, and it contains answers to the questions asked in this program, attach a copy and sign the Written Statement of Company Policy.

B. If not, do you accept the following program in meeting the requirements of the City of Fort Wayne?
Yes No

PLEASE KEEP IN MIND THAT FAILURE TO COMPLETE ALL SECTION OF THIS DOCUMENT WILL RESULT IN YOUR PROGRAM BEING REJECTED

2. Will your firm make every effort to increase employment of minorities at all levels of its workforce with particular emphasis to categories where few, if any minority people are employed? Yes No

3. Current number of employees 98

Number of employees in January, 1991 106

4. If total minority employment is less than 20% give reasons why. (Do not include Females when you figure minority employment percentages.)

EEO-1 attached

5. List minority recruitment sources below:

<u>Agency</u>	<u>Contact Person</u>	<u>Date</u>
Ind. Dept. of Training & Employment		
Fort Wayne Newspapers		

6. Does your company anticipate an increase in employment this year? _____ Yes No

Approximately how many? _____

7. What specific goals can you achieve for the employment of minorities in the following labor classifications during 1992:

A. Officials and Managers	_____ %
B. Professionals	_____ %
C. Technicians	_____ %
D. Sales Workers	_____ %
E. Office and Clerical	_____ %
F. Skilled Craftsmen	_____ %
G. Other	_____ %

8. WRITTEN STATEMENT OF COMPANY POLICY

IT IS THE POLICY OF Deister Machine Company, Inc. that Equal Employment Opportunity be afforded to all qualified persons without regard to race, sex, religion, color or national origin. In support of this policy Deister Machine Company, Inc. will not discriminate against any employee or applicant for employment because of race, religion, sex or national origin. The Deister Machine Company, Inc. will

take affirmative action to insure that applicants are employed and that employees are treated during employment without regard to their race, religion, color, sex or national origin. Such action will include but not be limited to: recruitment, advertising or solicitation for employment hiring, placement, upgrading transfer or demotion, selection for training including apprenticeship rate of pay or other forms of compensation, layoffs or termination.

Deister Machine Company, Inc.

Name of Company or Firm

2-27-92

Date

Irwin F. Deister, Jr.

Signature of Highest Company Official

Chairman

Name and Title of Signer (Please Type or Print)

STATISTICAL INFORMATION

三

AFFIRMATIVE ACTION/ CONTRACT COMPLIANCE

Deister Machine Company, Inc.

Name of Contractor or Supplier

1933 E. Wayne St.; Fort Wayne, IN 46803

Address And Telephone Number 219-426-7495

Bidder/Vendor

Anti-apartheid Certification

The undersigned, on behalf of Deister Machine Company, Inc. does hereby make the following representations to the City of Fort Wayne, Indiana.

WHEREAS, it is acknowledged that the Common Council of the City of Fort Wayne, Indiana, has passed an ordinance condemning the apartheid policies of the country of South Africa;

WHEREAS, council's ordinance requires that all person, firms, or corporations submitting bids to the City, for goods and services, certify, as part of the bid, that such entity does not support the policies of apartheid on South Africa.

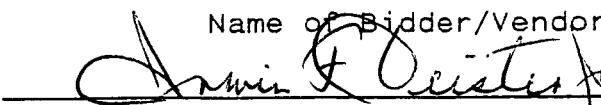
The undersigned states, on behalf of

Deister Machine Company, Inc. that Deister Machine Company, Inc. does not support or endorse the policy of apartheid in South Africa

IN WITNESS WHEREOF, this certification has been signed this 27th days of February, 1992

Deister Machine Company, Inc.

Name of Bidder/Vendor

 John F. Deister Chairman

Name and Title of Person Signing

CERTIFICATION OF NON-SEGREGATED FACILITIES

Each Bidder is required to file a fully executed Certificate of Non-Segregated Facilities once a year.

CERTIFICATION OF NON-SEGREGATED FACILITIES

The Bidder certifies that he does not maintain or provide for his employees any segregated facilities at any of his establishments, and that he does not permit his employees to perform their services at any location, under his control, where segregated facilities are maintained. The Bidder certifies further that he will not maintain or provide for his employees any segregated facilities at any of his establishments and that he will not permit his employees to perform their services at any location under his control where segregated facilities are maintained. The Bidder agrees that a breach of this certification will be a violation of the Equal Opportunity clause in any contract resulting from acceptance of this bid. As used in this certification, the term "segregated facilities" means any waiting room, work area, restrooms and washrooms, restaurant or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation and housing facilities provided for employees which are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, or national origin, because of habit, local custom, or otherwise. The Bidder agrees that (except where the Bidder has obtained identical certification from proposed subcontractors for specific time periods) he will obtain identical certification from proposed subcontractors prior to the award of subcontracts exceeding \$10,000 which are not exempt from the provisions of the Equal Opportunity clause and that he will retain such certifications in his files.

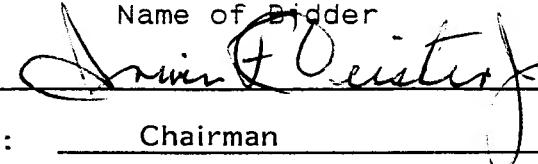
NOTE: THE PENALTY FOR MAKING FALSE STATEMENTS IN OFFERS IS PRESCRIBED IN 18 U.S.C. 1001.

Date: February 27, 1992

Deister Machine Company, Inc.

Name of Bidder

By:



Title: Chairman

Official Address: (including zip code)

1933 E. Wayne St.

Fort Wayne, IN 46803

Read the first time in full and on motion by D. J. Dugay, seconded by Edmonds, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on 19, the o'clock M., E.S.T.

DATED: 3-24-92

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Gia Quinta, seconded by Long, and duly adopted, placed on its passage. PASSED Lost by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>9</u>			
BRADBURY	<u>✓</u>			
EDMONDS	<u>✓</u>			
GIAQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG	<u>✓</u>			
LUNSEY	<u>✓</u>			
RAVINE	<u>✓</u>			
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 4-14-92

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. A-61-92 on the 14th day of April, 1992.

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Sandra E. Kennedy
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of April, 1992, at the hour of 1:30 o'clock P.M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 16th day of April, 1992, at the hour of 8:45 o'clock A.M., E.S.T.

PAUL HELMKE
PAUL HELMKE, MAYOR

DIGEST SHEET

TITLE OF ORDINANCE: SPECIAL

DEPARTMENT REQUESTING ORDINANCE: PURCHASING

SYSNOPSIS OF ORDINANCE: AN ORDINANCE APPROVING THE AWARD OF REF. NO. 1600 TO PURCHASE A PORTABLE RECYCLING SCREENING PLANT FOR SOLID WASTE MANAGEMENT. THE COST REFLECTS THE MOST RESPONSIVE VENDOR AND SHOULD BE AWARDED TO DEISTER MACHINE CO INC IN THE AMOUNT OF \$25,732.00+/-.

IF NOT LOWEST, WHO WAS AND WHY WERE THEY NOT AWARDED:

EFFECT OF PASSAGE: INTERLOCAL AGREEMENT WITH ALLEN COUNTY SOLID WASTE DISTRICT EXCHANGES CASSIE STOCKAMP'S SERVICES FOR THE PURCHASE OF \$30,000.00 WORTH OF COMPOSTING EQUIPMENT.

IF REPLACEMENT, WHAT NECESSITATES:

EFFECT OF NON-PASSAGE:

PRIOR APPROVAL REQUESTED: NO DATE: NA

MONIES INVOLVED: DEISTER MACHINE CO INC \$25,732.00+/-

PRICE AGREEMENT: NO

PURCHASE ORDER: YES

ACCOUNT INFORMATION: 010-027-OFFC-345D

PRIOR APPROVAL: DATE:
(IF APPLICABLE)

BILL NO. S-92-03-24

REPORT OF THE COMMITTEE ON FINANCE

MARK E.GiaQUINTA, CHAIRMAN
CLETUS R. EDMONDS, VICE CHAIRMAN
LUNSEY, LONG, RAVINE

WE, YOUR COMMITTEE ON FINANCE TO WHOM
WAS REFERRED AN (ORDINANCE) (RESOLUTION) approving the
awarding of Reference #1600 by the City of Fort Wayne, Indiana, by
and through its Department of Purchasing and DEISTER MACHINE
COMPANY, INC.

HAVE HAD SAID (ORDINANCE) (RESOLUTION) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (RESOLUTION)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

Mark GiaQuinta
John Lunsey
Allen Long
C.R. Edmonds

DATED: 4-14-82.

Sandra E. Kennedy
City Clerk